

9 FAM 40.68 Exhibit I

SUMMARY CHART INA 222(g) SCENARIOS

(TL:VISA-557; 07-22-2003)

(Office of Origin: CA/VO/L/R)

CATEGORY	Subject to INA 222(g)	Not Subject to INA 222(g)
Alien admitted until specified date; maintains status; departs by date specified.		Not Subject
Alien admitted until specified date; maintains status; departs after date specified.	Subject	
Alien admitted until specified date; violates status; departs by date specified.		Not Subject
Alien admitted until specified date; violates status; departs by date specified, but is found by Bureau of Citizenship and Immigrations Service (BCIS) or the Immigration Judge (IJ) to have violated status.	Subject	
Alien admitted until specified date; violates status; departs after date specified.	Subject	
Alien admitted until specified date; stays beyond specified date; but granted voluntary departure (V/D).	Subject	
Alien admitted until specified date, found by BCIS or IJ to have violated status but is granted V/D; departs prior to both date on Form I-94, <i>Arrival-Departure Record</i> and date specified in V/D order.	Subject	
Alien admitted for duration of status (D/S), maintains status and departs.		Not subject
Alien admitted for (D/S), violates status (not found in violation by BCIS or IJ).		Not subject
Alien admitted for (D/S), found by BCIS or IJ in violation of status.	Subject	
Alien admitted for (D/S), found by BCIS or IJ in violation of status, granted voluntary departure.	Subject	
Alien admitted until specified date; applies for extension or change of status within applicable time limit prior to expiration of Form I-94; remains in U.S. after date on Form I-94; and application is subsequently approved.		Not Subject
Alien admitted until specified date; applies in timely fashion for extension or change of status, remains in U.S. after date on I-94 and application is subsequently denied.	Subject	
Alien admitted for D/S; applies in timely fashion for extension or change of status; application is subsequently denied for reasons other than status violation.		Not Subject
Alien admitted until specified date; applies in timely fashion for extension or change of status; departs U.S. after expiration of the Form I-94, but before a decision on the Form I-94 extension/change of status application.	Subject	
Alien admitted until specified date; files late application for change or extension of status; BCIS accepts late application because alien established that filing was for good cause and otherwise satisfies the requirements for retroactive application; and application is ultimately approved:		Not Subject
Alien entered on Visa Waiver Program (VWP), on parole, without inspection, or otherwise without nonimmigrant		Not Subject

visa, regardless of whether alien overstays or violates status.		
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